

**PUBLIC SERVICE COMMISSION OF SOUTH CAROLINA  
COMMISSION DIRECTIVE**

ADMINISTRATIVE MATTER

☐

DATE

March 07, 2019

MOTOR CARRIER MATTER

☐

DOCKET NO.

2017-292-WS

UTILITIES MATTER

☒

ORDER NO.

2019-178

**THIS DIRECTIVE SHALL SERVE AS THE COMMISSION'S ORDER ON THIS ISSUE.**

**SUBJECT:**

DOCKET NO. 2017-292-WS - Application of Carolina Water Service, Incorporated for Approval of an Increase in Its Rates for Water and Sewer Services - Staff Presents for Commission Consideration the Office of Regulatory Staff's Motion to Dismiss Carolina Water Service, Incorporated's Petition for Rehearing and Reconsideration of Commission Order No. 2018-802.

**COMMISSION ACTION:**

As you recall from a reading of the record, Carolina Water Service filed a Notice of Appeal of this Commission's Order No. 2018-802 with the Supreme Court of South Carolina on February 25, 2019.

We have looked at the South Carolina Appellate Court Rules, and Rule 205 reads, in pertinent part, "Upon the service of the Notice of Appeal, the Appellate Court shall have exclusive jurisdiction over the appeal."

Since Carolina Water Service filed a Notice of Appeal with the Supreme Court of South Carolina, jurisdiction over this case now rests with the Supreme Court. Therefore, this Commission lacks jurisdiction to entertain the company's Petition for Rehearing or the company's Petition for Reconsideration.

For these reasons, I move that the Motion for Rehearing and Reconsideration filed by CWS on February 14, 2019, be dismissed for lack of jurisdiction. I also move that the directive recording this Commission's vote today shall constitute the Commission's Order in this matter.

So moved.

PRESIDING: RandallSESSION: Regular

TIME: 2:00 p.m.

	MOTION	YES	NO	OTHER
BELSER	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<u>Recused</u>
ERVIN	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HAMILTON	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
HOWARD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
RANDALL	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WHITFIELD	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
WILLIAMS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	

RECORDED BY: J. Schmieding

(SEAL)

